



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



C. HEIDI GREYER
DIRECTOR

June 19, 2017

Mr. Lucas Spoor
11925 Marsh Road
Shelbyville, Michigan 48344

Mr. Steve Oetman
Oetman Excavating
4122 Division Street
Wayland, Michigan 49348

SRN / ID: U081704224; Barry County
U081704225; Barry County

Dear Mr. Spoor and Mr. Oetman:

VIOLATION NOTICE

On June 15, 2017, the Michigan Department of Environmental Quality (DEQ), Air Quality Division (AQD) performed an asbestos inspection at 4731 Princess Drive, and also at 4720 Torston Drive, Shelbyville, Barry County, Michigan. The purpose of these inspections was to determine compliance with the requirements of Title 40 of the Code of Federal Regulations, Part 61, Subpart M (National Emission Standard for Asbestos), and Rule 942 of Part 55, Air Pollution Control of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451).

According to our investigation, Mr. Lucas Spoor is the owner of both of these properties, and Oetman Excavating demolished the residential structures that were located here. The National Emission Standard for Asbestos holds the owner and operator liable for all violations.

During the investigation, DEQ AQD staff, Mr. Jeremiah Brown observed/discovered the following:

The subject properties had residential facilities that had been demolished and a 10-working day notification was not submitted before the demolition of these facilities.

Process Description	Section Violated	Comments
Failure to provide a 10-working day notification.	§61.145(b)(1)	Failure to provide a 10-working day notification before demolition.

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Please initiate actions necessary to correct the cited violation and submit a written response to this violation notice by July 10, 2017, (which coincides with 21 calendar days from the date of this letter). The written response should include: the date(s) the violation occurred; an explanation of the causes and duration of the violation; whether the violation is ongoing; a summary of the actions that have been taken and are proposed to be taken to correct the violation, and the date(s) by which these actions will take place; and what steps are being taken to prevent a reoccurrence. The signed written response from owner and operator to this violation notice may be submitted by mail and directed to my attention at; DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909, or may be scanned and sent as an email attachment to brownj9@michigan.gov.

If you believe the above observations or statements are inaccurate or do not constitute a violation of the applicable legal requirements cited, please provide appropriate factual information to explain your position.

Thank you for your attention to resolving the violation cited above and for the cooperation extended to me during our meeting and emails. If you have any questions regarding the violation notice or the actions necessary to bring this facility into compliance, please contact me at 517-599-7825; brownj9@michigan.gov; or DEQ AQD, P.O. Box 30260, Lansing, Michigan 48909-7760.

Sincerely,



Jeremiah Brown
Environmental Quality Analyst
Air Quality Division

cc: Ms. Lynn Fiedler, DEQ
Ms. Mary Ann Dolehanty, DEQ
Mr. Christopher Ethridge, DEQ
Ms. Heidi Hollenbach, DEQ
Mr. Thomas Hess, DEQ
Ms. Karen Kajiya-Mills, DEQ